**THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU**

On Tuesday, the twenty fourth day of January,

two thousand and six.

**W.P.No.17987 of 1996**

.Shaik Sydani Bee and another

.....Petitioners.

And:

Mandal Revenue Officer, Madanapalle

Mandal, Chittoor District and others.

.....Respondents.

**THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU**

W.P.No.17987 of 1996

**O R D E R:**

Petitioners whose father was assigned land inSy.No.529/1 and Sy.No.557 of Bandameeda Kampalli village, filed this petition apprehending that that land would be taken possession of by the respondents without taking recourse under

the provisions of the Land Acquisition Act for a public purpose.

While admitting the writ petition, a learned Single Judge of this Court by his order dated 28.8.1996 in WPMP.No.22170 of 1996 directed the respondents not to dispossess the petitioners from the land except by taking recourse to due process of law, i.e., after invoking the provisions of Land Acquisition Act and after affording an opportunity of being heard to the petitioners.

For that reason and since a Full Bench of this Court in **LAO-cum-Revenue Divisional Officer,Chevalla Vs. Mekala Pandu and others[1],** held that even the assignees of the assigned lands are entitled to compensation under the provisions of the Land Acquisition Act, if the assigned lands are to be utilized for a public purpose by dispossessing the assignee, if the respondents want to utilize the land assigned to the father of the petitioner for a public purpose, should acquire the same under the provisions of Land Acquisition Act only. Accordingly, the writ petition is disposed of. No costs.

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JUSTICE C.Y.SOMAYAJULU

24th January 2006.

BCS